



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

MAR 31 2011

REPLY TO THE ATTENTION OF:  
(AE-17J)

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Heather A. Klesch  
Clow Water Systems Company  
2266 South Sixth Street  
Coshocton, Ohio 43812

Re: United States v. McWane, Inc.  
Consent Decree Case Number 2:10-CV-01902-JEO  
Approval of Intent to Conduct Subsequent Stack Test at Cupola Scrubber System

Dear Ms. Klesch:

U.S. Environmental Protection Agency acknowledges receipt of the March 11, 2011, letter providing notice of intent to conduct second stack test at the Cupola Scrubber System ("emissions unit P901") located at the Clow Water Systems Company ("Clow") in Coshocton, Ohio. You propose to conduct a stack test at emissions unit P901 on May 11, 2011 to demonstrate compliance with the subsequent stack test requirements set forth in Appendix 3 of the Consent Decree which was entered on September 20, 2010.

Appendix 3 of the Consent Decree states Clow shall conduct a second stack test in accordance with the procedures and requirements set forth in Sections II-IV of Appendix 3, no later than 182 days and no earlier than 120 days following completion of the initial stack test. Pursuant to Paragraph 15 of the Consent Decree, this letter approves the intent to test notification detailed in Appendix 3 of the Consent Decree.

EPA has consulted with Ohio Environmental Protection Agency regarding this notification. The EPA contact in this matter is Reza Bagherian. You may call him at (312) 886-0674, if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "William L. MacDowell".

William L. MacDowell, Chief  
Air Enforcement and Compliance Assurance Branch,  
MN/OH Section

cc: See list attached.

To the United States:

Chief, Environmental Enforcement  
Section Environment and Natural  
Resources Division  
U.S. Department of Justice  
Re: DOJ No. 90-5-1-1-08282

Deborah Reyher  
Box 7611 Ben Franklin Station  
Washington, D.C. 20044-7611

United States Attorney for Northern District of Alabama  
1801 Fourth Avenue North  
Birmingham, AL 35203

To EPA:

Director  
Special Litigation and Projects Division  
Office of Civil Enforcement Mail Code 2248-A  
U.S. Environmental Protection  
Agency 1200 Pennsylvania  
Avenue, N.W. Washington D.C.  
20460

To the State of Alabama:

Rebecca E. Patty  
Associate General Counsel  
Alabama Department of Environmental Management  
1400 Coliseum Blvd.  
Montgomery, AL 36110-2059

To the State of Iowa:

Brian Hutchins  
Air Compliance and Monitoring Section  
Iowa Department of Natural Resources Air Quality Bureau  
7900 Hickman Road, Suite 1  
Windsor Heights, IA 50324

David R. Sheridan  
Assistant Attorney General

Environmental Law Division  
Iowa Department of Justice  
Lucas State Office Building  
321 East 12<sup>th</sup> Street, Room 018  
Des Moines, Iowa 50319

To the Ohio Environmental Protection Agency

Kimbra Reinbold,  
Division of Air Pollution Control,  
Southeast District Office  
Ohio Environmental Protection Agency  
2195 Front Street  
Logan, Ohio 43138

To McWane:

Jeet Radia  
McWane, Inc.  
1143 Vanderbilt Road  
Birmingham, AL 35234-2357

James M. Proctor II  
McWane, Inc.  
2900 Hwy 280, Suite 300  
Birmingham, AL 35223

bcc: Christine Liszewski, C-14J